

FILED  
16 JAN 19 PM 1:39

DEPT. OF COURT RECORDS  
CRIMINAL DIVISION  
ALLEGHENY COUNTY PA

ORIGINAL  
Original Filed  
Dept. of Court Records  
Allegheny County, PA

IN THE COURT OF COMMON PLEAS OF ALLEGHENY COUNTY, PENNSYLVANIA  
CRIMINAL DIVISION

COMMONWEALTH OF PENNSYLVANIA

CC No. 2012-02821

v.

OTN. G-547703-2

MATTHEW EBO,  
Defendant

**CHARGES:**

Criminal Homicide-First Degree/Robbery-Inflict  
Serious Bodily Injury/Robbery-Motor Vehicle/  
Carrying Firearms without a License/Possession  
of a Firearm/Criminal Conspiracy (2 Counts)

**JUDGE:** Beth A. Lazzara

**NOTICE OF APPEAL  
TO THE SUPERIOR COURT**

Filed on behalf of:

**MATTHEW EBO,**  
Defendant

Counsel of Record for this Party:

ELLIOT HOWSIE  
Public Defender  
PA I.D. #83441

OFFICE OF THE PUBLIC DEFENDER  
400 County Office Building  
Pittsburgh, Pennsylvania 15219-2904  
412-350-2403

BRANDON P. GING  
Deputy-Appellate Division  
PA I.D. # 207116

VICTORIA H. VIDT\*\*\*  
Assistant Public Defender  
Appellate Counsel  
PA I.D. #67385

**\*\*\*Counsel of Record**

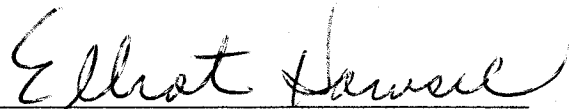
IN THE COURT OF COMMON PLEAS OF ALLEGHENY COUNTY, PENNSYLVANIA

CRIMINAL DIVISION

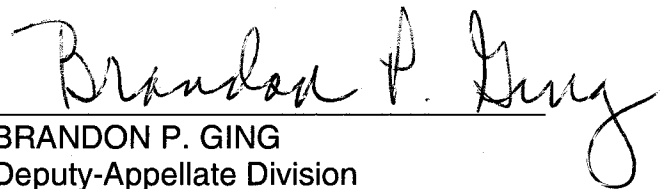
COMMONWEALTH OF PENNSYLVANIA	:	CC No. 2012-02821
	:	
v.	:	OTN. . G-547703-2
	:	
MATTHEW EBO,	:	
Defendant	:	

NOTICE OF APPEAL TO PENNSYLVANIA SUPERIOR COURT

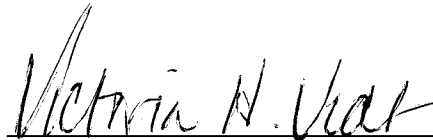
THIS Notice of Appeal is given that the Defendant, **MATTHEW EBO**, hereby appeals to the Superior Court of Pennsylvania from the Judgment of Sentence imposed on November 28, 2012, and the Order dated December 22, 2015, denying Defendant a New Trial by The Honorable Beth A. Lazzara, Criminal Court Division of the Common Pleas of Allegheny County, Pittsburgh, Pennsylvania.



ELLIOT HOWSIE  
Public Defender  
PA I.D. #83441



BRANDON P. GING  
Deputy-Appellate Division  
PA I.D. #207116



VICTORIA H. VIDT  
Assistant Public Defender  
Appellate Counsel  
PA I.D. #67385

**IN THE COURT OF COMMON PLEAS OF ALLEGHENY COUNTY, PENNSYLVANIA  
CRIMINAL DIVISION**

COMMONWEALTH OF PENNSYLVANIA, No. CR 2820-2012

v.

THADDEUS CRUMBLEY,

Defendant.

ORIGINAL  
Criminal Division  
Dept. of Court Records  
Allegheny County, PA

COMMONWEALTH OF PENNSYLVANIA, No. CR 2821-2012

v.

MATTHEW EBO,

Defendant.

**ORDER OF COURT**

**BETH A. LAZZARA, JUDGE**  
Court of Common Pleas

**Copies Sent To:**

Steven Stadtmiller, Esquire  
Office of the District Attorney  
Allegheny County Courthouse  
Pittsburgh, PA 15219

Sally Frick, Esquire  
437 Grant Street  
Suite 407  
Pittsburgh, PA 15219

Victoria Vidt, Esquire  
Office of the Public Defender  
400 County Office Building  
542 Forbes Avenue  
Pittsburgh, PA 15219

FILED

15 DEC 22 PM 2:53

DEPT. OF COURT RECORDS  
CRIMINAL DIVISION  
ALLEGHENY COUNTY, PA

IN THE COURT OF COMMON PLEAS OF ALLEGHENY COUNTY, PENNSYLVANIA  
CRIMINAL DIVISION

COMMONWEALTH OF PENNSYLVANIA	)	
	)	
v.	)	CC # 2012-2820
	)	
THADDEUS CRUMBLEY,	)	
	)	
Defendant	)	
	)	
_____	)	
	)	
COMMONWEALTH OF PENNSYLVANIA	)	
	)	
v.	)	CC # 2012-2821
	)	
MATTHEW EBO,	)	
	)	
Defendant.	)	

**ORDER OF COURT**

AND NOW, this 22<sup>nd</sup> day of December, 2015, this case having been remanded from the Superior Court of Pennsylvania for the purposes of determining whether a new trial is warranted based on after discovered/newly discovered evidence, and this court having conducted an evidentiary hearing on October 29, 2015, the court **HEREBY FINDS THAT A NEW TRIAL IS NOT WARRANTED** in the above-captioned cases.

In so finding, the court notes that it has given meaningful consideration to the evidence that was presented at the evidentiary hearing, including the post-trial recantation videotaped and handwritten statements made by Saday Robinson, the

Commonwealth's central witness at trial. The court also thoroughly considered the arguments made at the conclusion of the evidentiary hearing by counsel and carefully reviewed the post-hearing briefs that were filed by both of the Defendants and the Commonwealth.

As noted by the parties, Saday Robinson provided testimony at the October 29, 2015 evidentiary hearing, during which she recanted the statements that she had made to defense investigator Barry Fox in videotaped and handwritten form. The videotaped and handwritten statements served as the recantation evidence upon which the Defendants have relied in seeking a new trial based on after-discovered/newly discovered evidence. It should be noted that Ms. Robinson never took an oath to tell the truth prior to giving the videotaped statement and did not write the handwritten statement under penalty of perjury. During her testimony at the October 29, 2015 hearing, Ms. Robinson explained that the statements that she had made in video and written form were untruthful. She explained that she had lied to defense investigator Barry Fox because she had been threatened by people associated with the Defendants. Additionally, she had been offered a substantial sum of money -- \$25,000 -- to recant her trial testimony.

The court paid extremely close attention to Ms. Robinson's demeanor throughout the evidentiary hearing, and it finds highly credible her explanation for why she initially attempted to recant her trial testimony to defense investigator Barry Fox. Ms. Robinson acknowledged that she is in fear for her life from the Defendants. Her fear is due, in

part, to her knowledge of the reputation of the Defendants, their friends, associates and families, as well as the events she herself witnessed. She indicated, convincingly, that she would rather have lied than lost her life. Ms. Robinson was in fear from the Defendants, given that people associated with them kept finding her despite several moves. Further, she testified credibly that she believed that, if she cooperated with the defense efforts, she would be left alone by the Defendants. The court also found highly credible her explanation for why she recanted her post-trial recantation statements during the evidentiary hearing. Ms. Robinson indicated that she did not want guilty people to be let out of jail and that the Defendants deserved to be in jail for what they had done. Ms. Robinson did not waver in her testimony at the evidentiary hearing and was adamant that her post-trial recantation statements were made out of fear and not as a result of any crisis of conscience that she was experiencing as to the certainty of her observations. At the October 29, 2015 hearing, Ms. Robinson very clearly, convincingly, and without hesitation, identified the Defendants as the perpetrators of the murder. It must be noted that this was the second time that she made her identification of the Defendants as murderers in a courtroom, in the presence of the Defendants and under oath.

This court had the benefit of sitting through the original homicide trial, and it observed firsthand Ms. Robinson's demeanor when she provided her eyewitness account of the brutal murder and identified the Defendants as the perpetrators. Ms. Robinson shook uncontrollably throughout her testimony and was clearly frightened to be involved in the case. As the Commonwealth noted in its brief, Ms. Robinson had

*nothing to gain and everything to lose* by testifying against the Defendants during the homicide trial. This holds equally true with regard to her testimony at the evidentiary hearing related to her supposed recantation. Ms. Robinson has nothing to gain and everything to lose by recanting the unsworn recantation statements that she made to Barry Fox. She continues to place herself in danger of retribution by maintaining her position that the Defendants were the perpetrators of the murder, which makes her identification testimony all the more credible. The fact that she maintains her identification of the Defendants as murderers when under oath and forced to confront them face-to-face, and in light of her fear of the Defendants based on their reputations, threats made to her, and her inability to remain hidden, makes Ms. Robinson's identification ring with truthfulness and credibility.

Accordingly, after taking into account the strength of Saday Robinson's identification testimony at trial and after finding Ms. Robinson's testimony at the evidentiary hearing credible in all respects, this court finds that a new trial is not warranted under these circumstances. Given that Ms. Robinson has consistently identified the Defendants while under oath, and given that her identification testimony has been very credible each time, the court does not find that the purported recantation evidence would "likely result in a different verdict if a new trial were granted." Commonwealth v. Padillas, 997 A.2d 356, 363 (Pa. Super. 2010).

As our appellate courts have consistently recognized, "recanting testimony is exceedingly unreliable, and it is the duty of the court to deny a new trial where it is not

satisfied that such testimony is true.” Commonwealth v. Coleman, 264 A.2d 649, 651 (Pa. 1970); *See also* Commonwealth v. Mosteller, 284 A.2d 786, 788 (Pa. 1971).

Indeed, “a prerequisite to such relief is that the evidence upon which the relief is sought must be credible to the trial court.” Commonwealth v. Loner, 836 A.2d 125, 135 (Pa. Super. 2003).

For the aforementioned reasons, the court finds that a new trial is not warranted because Ms. Robinson credibly recanted her unsworn recantation statements, and the court finds that her explanation for why she originally made the statements and why she recanted them to be credible, believable and trustworthy .

BY THE COURT:

  
Beth A. Lazzara, Judge, J.



CRIMINAL DIVISION

DOCKET NO: CP-02-CR-0002821-2012

## Order-Denial of Post Sentence Motion By Operation of Law

AND NOW, this 26th day of June, 2013, the motion for post sentence relief presented by The Office of The Public Defender in this matter, is DENIED by operation of law pursuant to Pa.R.Crim.P. 720(B)(3)(b).

The defendant is advised of the following:

1. You have the right to file an appeal within 30 days of the entry of this order,
2. You have the right to the assistance of counsel in the preparation of your appeal,
3. You have the right, if you are indigent, to appeal in forma pauperis and to proceed with assigned counsel as provided in Pa.R.Crim.P. 122; and
4. You have a qualified right to bail under Pa.R.Crim.P. 521(B).

BY THE COURT:

*Kate Barkman*

Kate Barkman

DEPT. OF COURT RECORDS  
CRIMINAL DIVISION  
ALLEGHENY COUNTY PA

13 JUL -9 PM 3:52

FILED

IN THE COURT OF COMMON PLEAS OF ALLEGHENY COUNTY, PENNSYLVANIA  
CRIMINAL DIVISION

COMMONWEALTH OF PENNSYLVANIA )

CC No.: 201202821

vs.

**ORIGINAL**

OTN: G 547703-2

Charge: Criminal Homicide  
1st Degree Murder

MATTHEW EBO

Criminal Division  
Dept. of Court Records  
Allegheny County, PA.

ORDER OF COURT IMPOSING LIFE SENTENCE

AND NOW, to-wit, this 28th day of November, 2012 in open Court, the Defendant having been convicted of First Degree Murder, appearing with counsel, and pursuant to 18 Pa.C.S.A. §1102 and 42 Pa.C.S.A. §9711, the sentence of the Court is that you, MATTHEW EBO, undergo imprisonment for the period of your natural life and stand committed; and be committed to the custody of the Department of Corrections for confinement in such State Correctional Facility authorized to receive males, and shall be delivered to the State Correctional Facility as determined by the Department of Corrections, there to be kept, fed, clothed and treated as the law directs.

This sentence to begin and take effect as of November 28, 2012.

FILED

2012 NOV 29 PM 1:42

DEPT. OF COURT  
CRIMINAL DIVISION  
ALLEGHENY COUNTY PA

*[Signature]* J.

Commonwealth of Pennsylvania

v.

Matthew Ebo

IN THE COURT OF COMMON PLEAS OF  
ALLEGHENY COUNTY, PENNSYLVANIA

CRIMINAL DIVISION

DOCKET NO: CP-02-CR-0002821-2012

OTN: G5477032

## ORDER OF SENTENCE

AND NOW, this 28th day of November, 2012, the defendant having been convicted in the above-captioned case is hereby sentenced by this Court as follows. The defendant is to pay all applicable fees and costs unless otherwise noted below:

Count 1 - 18 §2501 §§A - Criminal Homicide -(H1)

To be confined for a Period of Life at SCI Camp Hill.

Count 2 - 18 §3701 §§A1 - Robbery-Inflct Serious Bodily Injury -(F1)

A determination of guilty without further penalty.

Count 3 - 18 §3702 §§A - Robbery Of Motor Vehicle -(F1)

To be confined for a Minimum Term of 10 years and a Maximum Term of 20 years at SCI Camp Hill.

This sentence is to be served consecutive to:

CP-02-CR-0002821-2012 Ct # 1 Confinement

Count 4 - 18 §6106 §§A1 - Firearms Not To Be Carried W/O License -(F3)

To be confined for a Minimum Term of 3 years and 6 months and a Maximum Term of 7 years at SCI Camp Hill.

This sentence is to be served consecutive to:

CP-02-CR-0002821-2012 Ct # 3 Confinement

Count 5 - 18 §6105 §§A1 - Possession Of Firearm Prohibited -(M1)

To be confined for a Minimum Term of 2 years and 6 months and a Maximum Term of 5 years at SCI Camp Hill.

This sentence is to be served consecutive to:

CP-02-CR-0002821-2012 Ct # 4 Confinement

Count 6 - 18 §903 §§C - Conspiracy - Robbery-Inflct Serious Bodily Injury -(F1)

To be confined for a Minimum Term of 10 years and a Maximum Term of 20 years at SCI Camp Hill.

This sentence is to be served consecutive to:

CP-02-CR-0002821-2012 Ct # 5 Confinement

Count 7 - 18 §903 §§C - Conspiracy - Criminal Homicide -(H1)

To be confined for a Minimum Term of 20 years and a Maximum Term of 40 years at SCI Camp Hill.

This sentence is to be served consecutive to:

CP-02-CR-0002821-2012 Ct # 6 Confinement

*By the Court*  
*[Signature]*

0519  
FILED

12 MAR 28 AM 8:47

DEPT OF COURT RECORDS  
CRIMINAL DIVISION  
ALLEGHENY COUNTY PA

## Commonwealth of Pennsylvania

vs

Matthew Lamar Ebo

CC No. CC201202821

Offense Date 05/16/2011

O.T.N. No. G 547703-2

Filed Date 12/07/2011

B.C.I. No.

Pre-Trial Date 03/27/2012

S.I.D. No. 27027024

180/365 Dates 06/04/2012 / 12/06/2012

Race Black

F / A Date 04/04/2012

Sex Male

Judge

SS # [REDACTED]

Reporter

D.O.B. [REDACTED]

Minute Clerk

A.D.A.

SEE ATTACHED SHEET CASE(S) TO BE LINKED

Count 1: 182501A: CRIMINAL HOMICIDE

Count 2: 183701A1I: ROBBERY- SERIOUS BODILY INJURY

Count 3: 183702A: ROBBERY OF MOTOR VEHICLE

Count 4: 186106A1: CARRYING FIREARM WITHOUT A LICENSE

Count 5: 186105C: PERSON NOT TO POSSESS A FIREARM

Count 6: 18903A1: CRIMINAL CONSPIRACY

And now 4/7/12 the commonwealths motion to amend criminal information at count 6 to read conspiracy to commit robbery, count 7 will be amended to add criminal conspiracy to commit murder. Motion granted. See order filed.

and now 4/7/12 the commonwealths motion for discovery for the defense to disclose materials within paragraph four of the motion to be delivered in a timely manner before trial. Motion granted. See order filed.

Respondents' Exhibit 45

And now 4/13 the appeal  
motion for bond has been  
denied.

By the Court  
J. S. J.

RECEIVED BY  
COURT OF APPEALS  
CLERK OF COURT

**Amended Information****\*CC201202821\*****Commonwealth of Pennsylvania****vs****Matthew Lamar Ebo****CC No. CC201202821****O.T.N. No. G 547703-2****B.C.I. No.****S.I.D. No. 27027024****Race Black****Sex Male****SS #** [REDACTED]**D.O.B.** [REDACTED]**Offense Date 05/16/2011****Filed Date 12/07/2011****Pre-Trial Date 03/27/2012****180/365 Dates 06/04/2012 / 12/06/2012****F / A Date 04/04/2012****Judge****Reporter****Minute Clerk****A.D.A. Steven M Stadtmiller****SEE ATTACHED SHEET CASE(S) TO BE LINKED****Count 1: 182501A: CRIMINAL HOMICIDE****Count 2: 183701A1I: ROBBERY- SERIOUS BODILY INJURY****Count 3: 183702A: ROBBERY OF MOTOR VEHICLE****Count 4: 186106A1: CARRYING FIREARM WITHOUT A LICENSE****Count 5: 186105C: PERSON NOT TO POSSESS A FIREARM NJ (M)****Count 6: 18903A1: CRIMINAL CONSPIRACY****Count 7: 18903A1: CRIMINAL CONSPIRACY**

over

**Respondents' Exhibit 45**

Commonwealth's motion to  
introduce evidence at the  
trial has been GRANTED.  
See motion filed.

By the Court

*Leung, J.*

And now 7/27/12 the  
Commonwealth's motion to  
introduce evidence the  
11 transcript at trial  
as been GRANTED. See  
motion filed.

By the Court

*Leung, J.*

And now 7/27/12 the  
Commonwealth's motion  
to present evidence of  
standards Thaddeus Crumbley's  
actions on 4/2/11 has been  
GRANTED. See motion filed.

By the Court

*Leung, J.*

And now 7/27/12 the  
motion to amend count 5  
of the criminal information  
to USC has been granted and  
will be heard non jury. See  
motion filed.

By the Court

*Leung, J.*

## CASE(S) LINKED TOGETHER:

COMMONWEALTH V. MATTHEW LAMAR EBO

CC201111428 No Date

CC201113358 No Date

Judge:

Judge:

D/A: Lawrence E Sachs

D/A: Lawrence E Sachs

THADDEUS THOMAS CRUMBLEY

CC201202820 No Date

Judge:

D/A: Steven M Stadtmiller

DATE 8/22/12JUDGE Beth LazzaraA.D.A. Steve StadtmillerDEFT. Randall McKinneyREPORTER Tant BartoMINUTE CLERK Ashley Plunhart

In regards to count 5

and now 8/22/12

Defendant present in open court  
with counsel pleads not guilty and  
waives trial by Jury. See waiver  
filed. on person not to possess.

DATE 8/22/12JUDGE Beth LazzaraA.D.A. Steve StadtmillerDEFT. Randall McKinneyREPORTER Tant BartoMINUTE CLERK Aplunhartand now 8/22/12

In Open Court Defendant(s) with counsel

pleads Not Guilty. Issue joined by

District Attorney.

JURY SWORN: 10:02 AM

And now 9/4/12 the  
defendant is adjudged  
at count 1 GUILTY  
count 2 GUILTY  
count 3 GUILTY  
count 4 GUILTY  
count 6 GUILTY  
count 7 GUILTY

Verdict received on 9/4/12 at  
2:34 PM and recorded at 2:39 PM  
and now 9/4/12  
Defendant(s) present in  
open court when verdict is  
recorded.

Trial Judge.

Respondents' Exhibit 45



AND NOW, 9/4/12  
 Defendant present in open court,  
 after bench trial, Defendant is hereby  
 adjudged GUILTY  
 as charged. on count 5  
 BY THE COURT:

By the Court  
*Spagnolo, J.*

Defendant (s) present in  
 open court when verdict (s)  
 recorded.

Trial Judge.

By the Court  
*Spagnolo, J.*

WINNIE CTEBK

BEBOBIEB

DEEL

A.D.A.

INDCE

DATE

AND NOW, 9/4/12  
 SENTENCE DEFERRED PENDING  
 PRE-SENTENCE REPORT.

sentencing set  
 November 28, 2012

And now 10/5/12 the  
 defense motion for extraordinary  
 relief has been DENIED.

By the Court  
*Spagnolo, J.*

And now 10/5/12 the defense motion  
 for amended relief has been  
DENIED

By the Court  
*Spagnolo, J.*

And now 10/5 the motion to  
 proceed in forma pauperis has  
 been GRANTED

WINNIE CTEBK

BEBOBIEB

And now 10/5/12 the motion  
 for regards to Richard  
 Carpenter and Saday  
 Robinson has been DENIED

DATE

By the Court  
*Spagnolo, J.*

And now 11/28/12

SENTENCE PENALTY IMPOSED.  
 SEE ORDER FILED.

CR-M. Spagnolo

**IN THE COURT OF COMMON PLEAS  
COUNTY OF ALLEGHENY  
CRIMINAL DIVISION**

**COMMONWEALTH OF PENNSYLVANIA**

**VS.**

**MATTHEW LAMAR EBO**

**Criminal Action No. CC201202821**

The District Attorney of ALLEGHENY County, by this information charges that on (or about) Monday, the 16th day of May, 2011 in the said County of ALLEGHENY, MATTHEW LAMAR EBO hereinafter called actor, did commit the crime or crimes indicated herein, that is:

Count 1

**CRIMINAL HOMICIDE**

**Murder**

The actor intentionally, knowingly, recklessly or negligently caused the death of Todd Mattox another human being, in violation of Section 2501 (a) of the Pennsylvania Crimes Code, Act of December 6, 1972, 18 Pa. C.S. §2501(a), as amended.

Count 2

**ROBBERY- SERIOUS BODILY INJURY**

**Felony 1**

The actor in the course of committing a theft, either inflicted serious bodily injury upon Todd Mattox threatened that person or persons with, or put that person or persons in fear of immediate serious bodily injury, in violation of Section 3701(a)(1)(i) or (ii) of the Pennsylvania Crimes Code, Act of December 6, 1972, 18 Pa. C.S. §3701 (a)(1)(i) or (ii).

Count 3

**ROBBERY OF MOTOR VEHICLE**

**Felony 1**

The actor stole or took a motor vehicle, namely, a Nissan Sentra, from another person in the presence of that person or any other person in lawful possession of the motor vehicle, namely Todd Mattox, in violation of Section 3702 of the Pennsylvania Crimes Code, Act of June 8, 1993, 18 Pa. C.S. §3702, as amended.

Count 4

**CARRYING FIREARM WITHOUT A LICENSE**

**Felony 3**

The actor carried, without a license therefore as provided by Chapter 61, Subchapter A of the Pennsylvania Crimes Code, 18 Pa. C.S. §6101 et. seq. a firearm concealed on or about his person, or in a vehicle, in violation of Section 6106 of the Pennsylvania Crimes Code, Act of December 6, 1972, 18 Pa. C.S. §6106, as amended.

Count 5

## PERSON NOT TO POSSESS A FIREARM

Misdemeanor 1

The actor possessed, used, controlled, sold, transferred, manufactured or obtained a license to possess, use, control, sell, transfer or manufacture a firearm, said actor being a person who was adjudicated delinquent of Rape and/or Aggravated Assault in violation of Section 6105(a)(1) and (c) of the Pennsylvania Crimes Code, Act of December 6, 1972, 18 Pa.C.S. §6105(a)(1) and (c), as amended.

Count 6

## CRIMINAL CONSPIRACY

Felony 1

The actor, with the intent of promoting or facilitating the crime(s) of Robbery, conspired and agreed with Thaddeus Crumbley that they or one or more of them would engage in conduct constituting such crime(s) or an attempt or solicitation to commit such crime(s), and in furtherance thereof committed one or more of the following overt acts: brandished a firearm and/or pointed a firearm at Todd Mattox and/or robbed and/or shot Todd Mattox and/or took the victim's property, in violation of Section 903 (a) (1) of the Pennsylvania Crimes Code, Act of December 6, 1972, 18 Pa. C.S. §903 (a)(1), as amended.

Count 7

## CRIMINAL CONSPIRACY

Murder

The actor, with the intent of promoting or facilitating the crime(s) of Murder conspired and agreed with Thaddeus Crumbley that they or one or more of them would engage in conduct constituting such crime(s) or an attempt or solicitation to commit such crime(s), and in furtherance thereof committed one or more of the following overt acts: brandished a firearm and/or pointed a firearm at Todd Mattox and/or shot Todd Mattox, in violation of Section 903 (a) (1) of the Pennsylvania Crimes Code, Act of December 6, 1972, 18 Pa. C.S. §903 (a)(1), as amended.

All of which is against the Act of Assembly and the peace and dignity of the Commonwealth of Pennsylvania.

---

Attorney for the Commonwealth

**CASE(S) LINKED TOGETHER:**

**COMMONWEALTH V. MATTHEW LAMAR EBO**

CC201111428 No Date

CC201113358 No Date

Judge:

Judge:

D/A: Lawrence E Sachs

D/A: Lawrence E Sachs

THADDEUS THOMAS CRUMBLY

CC201202820 No Date

Judge:

D/A:

CC No. CC201202821

COMMONWEALTH OF PENNSYLVANIA

VS

MATTHEW LAMAR EBO

RECEIPT OF COPY OF INFORMATION

I hereby certify that I have received a copy of the information filed by the District Attorney in the above-captioned action.

/ / DEFENDANT

/ / DEFENDANT'S COUNSEL OF RECORD

  
\_\_\_\_\_  
SIGNATURE

\_\_\_\_\_  
DATE

IN THE COURT OF COMMON PLEAS OF ALLEGHENY COUNTY, PENNSYLVANIA  
CRIMINAL DIVISION

COMMONWEALTH OF PENNSYLVANIA	:	CC No. 2012-02821
	:	
v.	:	OTN. G-547703-2
	:	
MATTHEW EBO,	:	
Defendant	:	

**PETITION TO PROCEED IN FORMA PAUPERIS**

AND NOW, January 13, 2016, comes the above-captioned Petitioner, **MATTHEW EBO**, by his attorney, Victoria H. Vidt, Esquire, of the Law Offices of the Public Defender of Allegheny County, Pennsylvania, and respectfully represents as follows:

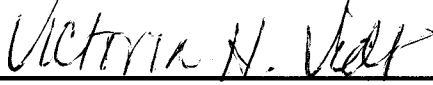
1. The Office of the Public Defender did represent Mr. Matthew Ebo in his Direct Appeal and Evidentiary Hearing in the lower court before the Honorable Beth A. Lazzara at the above referenced CC number.
2. The Law Office of the Public Defender believes and therefore certifies that the Petitioner is indigent and should be granted the right to proceed in forma pauperis.
3. Undersigned counsel has received no information regarding a substantial change in the financial condition of the Petitioner.
4. The Public Defender is providing free legal service to the Petitioner.

WHEREFORE, Applicant respectfully requests leave to file an appeal and proceed in forma pauperis pursuant to Pennsylvania Rules of Appellate Procedure 552.

Respectfully submitted,

ELLIOT HOWSIE  
 Public Defender

BRANDON P. GING  
 Deputy-Appellate Division

  
 \_\_\_\_\_  
 VICTORIA H. VIDT  
 Assistant Public Defender  
 Appellate Counsel

## IN THE COURT OF COMMON PLEAS OF ALLEGHENY COUNTY, PENNSYLVANIA

CRIMINAL DIVISION

COMMONWEALTH OF PENNSYLVANIA	:	CC No. 2012-02821
	:	
v.	:	OTN. G-547703-2
	:	
MATTHEW EBO,	:	
Defendant	:	

ORDER

AND NOW, January 13, 2016, upon presentation of the foregoing Petition in the above-captioned case, the above-captioned Defendant is granted leave of Court to proceed on appeal in forma pauperis. Said leave is granted by the Department of Court Records-Criminal Division pursuant to Pennsylvania Rules of Appellate Procedure 552(d).

IN THE COURT OF COMMON PLEAS OF ALLEGHENY COUNTY, PENNSYLVANIA

CRIMINAL DIVISION

COMMONWEALTH OF PENNSYLVANIA	:	CC No. 2012-02821
	:	
v.	:	OTN. G-547703-2
	:	
MATTHEW EBO,	:	
Defendant	:	

AFFIDAVIT

I certify that the following listed individuals are the only court reporters responsible for transcribing any part of the record necessary for the above-captioned appeal which have already been transcribed and filed with the Department of Court Records - Criminal Division and received by our office. To the best of my knowledge at this time, these individuals are as follows:

**Michelle Maglicco – Motions (6/7/12)**

**Teresa Benson – Motions Continuance (6/8/12)**

**Debbie Betzler – Bail Hearing (6/13/12)**

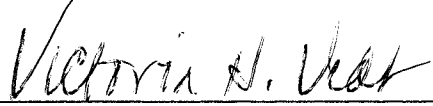
**Denise Zwick – Pretrial Motions (7/27/12)**

**Janet Barto – Jury Trial – Vols. I & II (8/20/12 - 9/4/12)**

**Judy Dobies – Motion for Extraordinary Relief (10/5/12)**

**Mary Spagnolo – Sentencing (11/28/12)**

**Jane Hirsch – Motion for New Trial (10/29/15)**

  
 VICTORIA H. VIDT  
 Appellate Counsel



IN THE COURT OF COMMON PLEAS OF ALLEGHENY COUNTY, PENNSYLVANIA  
CRIMINAL DIVISION

COMMONWEALTH OF PENNSYLVANIA	:	CC No. 2012-02821
	:	
v.	:	OTN. G-547703-2
	:	
MATTHEW EBO,	:	
Defendant	:	

**PROOF OF SERVICE**

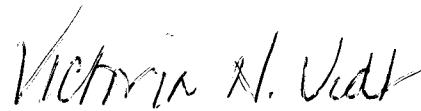
I, Victoria H. Vidt, Esquire, of the Law Offices of the Public Defender hereby certify that on this day the Notice of Appeal was served upon the following persons, by hand delivery, which satisfies the requirements of Pa.R.A.P. 121 to:

The Honorable Beth A. Lazzara  
 522 Allegheny County Courthouse  
 436 Grant Street  
 Pittsburgh, Pennsylvania 15219  
 (412) 350-5981

Michael W. Streily, Esquire  
 District Attorney's Office  
 401 Allegheny County Courthouse  
 436 Grant Street  
 Pittsburgh, Pennsylvania 15219  
 (412) 350-4377

Court Reporters  
 415 County Office Building  
 542 Forbes Avenue  
 Pittsburgh, PA 15219  
 (412) 350-5414

Thomas McCaffrey  
 Criminal Court Administrator  
 535 Allegheny County Courthouse  
 Pittsburgh, Pennsylvania 15219



VICTORIA H. VIDT  
 PA I.D. #67385  
 Appellate Counsel

LAW OFFICES OF THE PUBLIC DEFENDER  
 400 County Office Building  
 542 Forbes Avenue  
 Pittsburgh, PA 15219-2904  
 (412) 350-2403

Date: January 13, 2016